

# Notice of Allowability

Application No.

10/796,916

Examiner

Vit W. Miska

Applicant(s)

PITOCCO ET AL.

Art Unit

2841

## -- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to Amdmnt of 5/30/2006.
2. ☒ The allowed claim(s) is/are 1-8.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All b) ☐ Some\* c) ☐ None of the:
    1. ☐ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
  5. ☒ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
    - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
      - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
    - (b) ☒ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date 20060913.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

### Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),  
Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit  
of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413),  
Paper No./Mail Date \_\_\_\_\_
7. ☒ Examiner's Amendment/Comment
8. ☐ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

  
Vit W. Miska  
Primary Examiner

### **EXAMINER'S AMENDMENT**

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with T. A. Pitocco on 9/14/2006.

The claims have been amended as follow:

The application has been amended as follows:

In the specification,

Page 5, line 3, change "t" to "it" .

Delete all lines beginning with "CLAIMS:" through page 7 last line.

In the claims:

Rewrite the claims as follows:

1. A watch with a pill box comprising:
  - a watch face having a time indicating means;
  - a lid adjacent the watch face;
  - a pill box beneath the lid comprising a plurality of compartments for medication;
  - means for opening the watch face for providing access to said compartments;
  - one or more removable disks arranged inside said lid and being provided with information about the medications therein;
  - a plurality of alarm setting means, each corresponding to one of said compartments, for separately setting an alarm for each compartment informing the user of the time to take medication;
  - means for providing an alarm at the time set by the alarm setting means; and
  - a back provided with medical information of the user.
2. The watch of claim 1, wherein the means for opening the watch face comprises a hinge lock.
3. The watch of claim 1, wherein the number of compartments is one of three or four.
4. The watch of claim 1, wherein the alarm is one of ringing, a voice message or vibration.

5. The watch of claim 1, wherein the watch comprises a wristwatch.
6. The watch of claim 1, wherein the watch comprises a pocket watch.
7. The watch of claim 1, wherein the watch comprises a chain for wearing on the neck of the user.
8. The watch of claim 1, wherein the watch comprises a bracelet with additional medication storage compartments therein.

The following changes to the drawings have been approved by the examiner and agreed upon by applicant:

1. Sheets 1-6 contain identifying information "Pitocco", "Mediwatch" and the page numbers "Page 1" through "Page 5".

These should be either removed or placed within the top margin of 1 inch as required by 37CFR 1.84.

2. In Figs. 4 and 5 the label "Removable Insert" should be deleted because it pertains to the removable disc in Fig. 3, not the pillbox.

In order to avoid abandonment of the application, applicant must make these above agreed upon drawing changes.

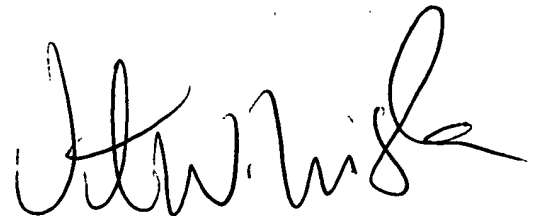
The Abstract has been amended as follows:

### Abstract

Mediwatch is an alarm watch that opens into a pillbox. The face of the watch is on a hinge with a secure safety closure. There are three or four pill compartments inside the base of the watch, thus allowing the wearer to carry a full day's supply of medication. The watch will be available in four styles: wrist watch, neck watch, pocket watch, bracelet watch with two extra pill compartments.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Vit W. Miska whose telephone number is 571-272-2108. The examiner can normally be reached on M-F 9-5:30.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

A handwritten signature in black ink, appearing to read 'Vit W. Miska', with a stylized, cursive script.

Vit W. Miska  
Primary Examiner  
Art Unit 2841